

SULLY-MILLER CONTRACTING CO.
License 747812A

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September 7, 2016

Department of Transportation
Division of Engineering Services
P.O. Box 168041, MS-43
Sacramento, CA 95816-8041
Fax (916) 227-6282

Attention: Office Engineer, Construction Contract Awards
Re: Contract No. 08-OR1304
Subject: Response to Granite Construction Company's protest letter

Dear Office Engineer:

Alexis Fence was registered with the DIR prior to the bid (Note Exception (1) provided by Granite on Page 3 of 4, "The subcontractor is registered prior to the bid opening"). Alexis Fence's registration was expired for a short period of time, but they are now currently registered. Since Alexis Fence has been registered with the DIR prior to bid and is now currently registered with the DIR, there is no reason for the State to disqualify Sully Miller from being eligible for award.

If the above explanation is not acceptable to the State, Sully Miller would propose to replace Alexis Fence with another registered subcontractor at no cost to the State (Note Exception (3) provided by Granite on Page 3 of 4, "The subcontractor is replaced by another registered subcontractor pursuant to Section 4107 of the Public Contract Code").

If a substitution is not acceptable, Sully Miller will self-perform the work under our California Class A license at no additional cost to the State.

Finally, we would like to point out that Alexis Fence's scope of work is not part of the permanent Improvements.

In close, Granite's protest is not justification for disqualifying Sully Miller from being eligible for award, and the State should not pay a higher cost for this construction project over an issue that can be resolved multiple ways as described above.

Respectfully,

Sully-Miller Contracting Company
Raymond Sanchez,
Senior Estimator/Assistant Secretary